

Commissioners of St. Mary's County Meeting Minutes (Tuesday, July 19, 2016)

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Members present

Commissioner President James R. Guy
Commissioner Michael L. Hewitt
Commissioner Tom Jarboe
Commissioner John E O'Connor
Dr. Rebecca Bridgett, County Administrator
Sharon Ferris, Recorder

Absent: Commissioner Todd B. Morgan**1. WELCOME**

Commissioner President Guy called the business meeting of the Commissioners of St. Mary's County to order at 9:00 am in the Chesapeake Building meeting room, Governmental Center.

Approval of Minutes

I move to approve the Minutes of June 28, 2016 as presented.

Motion by Commissioner Tom Jarboe, second by Commissioner John E. O'Connor.

Final Resolution: Motion Carries

Yea: Commissioners Guy, Hewitt, Jarboe, O'Connor

2. COUNTY ADMINISTRATOR**A. DRAFT AGENDAS FOR JULY 26 AND AUGUST 2, 2016****B. SHERIFF'S OFFICE - Monitoring Support Program - Sex Offender Grant**

I move to approve and authorize the Commissioner President to execute the Monitoring Support Program Award, Project MD1724, from the Governor's Office of Crime Control and Prevention on behalf of the St. Mary's County Sheriff's Office in the amount of \$17,169 for improving the effectiveness of the Sex Offender Registry Unit and the related budget amendment to increase the project budget by \$1102, and to execute related documents.

Motion by Commissioner Tom Jarboe, second by Commissioner John E. O'Connor.

Final Resolution: Motion Carries

Yea: Commissioners Guy, Hewitt, Jarboe, O'Connor

C. DEPT. OF ECONOMIC DEVELOPMENT - \$250,000 State Bond Bill Application and Grant Agreement

I move to approve and authorize Commissioner President Guy to execute the State of Maryland Capital Project Grant Application, Affidavit, and Capital Projects Grant Agreement authorized under Enabling Act DGS Item 045, Chapter 424, in the amount of \$250,000.

Motion by Commissioner John E. O'Connor, second by Commissioner Tom Jarboe.

Final Resolution: Motion Carries

Yea: Commissioners Guy, Hewitt, Jarboe, O'Connor

D. DEPT. OF ECONOMIC DEVELOPMENT - Recommended Annual Fee-in-Lieu of the Purchase of TDR's

I move to approve the Fee-in-Lieu of the purchase of Transferrable Development Rights in the amount of \$9,113.51 for Fiscal Year 2017.

Motion by Commissioner Tom Jarboe, second by Commissioner John E. O'Connor.

Final Resolution: Motion Carries

Yea: Commissioners Guy, Hewitt, Jarboe, O'Connor

E. DEPT. OF RECREATION & PARKS - Memorandum of Agreement for Camp Inspire

I move to approve the Memorandum of Agreement between the Board of Education of St. Mary's County and the Commissioners of St. Mary's County, on behalf of the Department of Recreation and Parks, in the amount of \$32,000, for the Camp Inspire Summer Camp and authorize the Commissioner President to execute the related documents.

Motion by Commissioner John E. O'Connor, second by Commissioner Tom Jarboe.

Final Resolution: Motion Carries

Yea: Commissioners Guy, Hewitt, Jarboe, O'Connor

F. DEPT. OF AGING AND HUMAN SERVICES - FY2017 Senior Care Grant Application

I move to approve the Senior Care Application, project #MD1703, from the Maryland Department of Aging on behalf of the Department of Aging and Human Services, in the amount of \$100,000 and authorize the Commissioner President to execute the related document.

Motion by Commissioner Tom Jarboe, second by Commissioner John E. O'Connor.

Final Resolution: Motion Carries

Yea: Commissioners Guy, Hewitt, Jarboe, O'Connor

G. DEPT. OF AGING & HUMAN SERVICES FY2016 - Community Options Waiver & Community First Choice Budget Amendment

I move to approve the Community Options Waiver & Community First Choice Budget Amendment to realign the funding source to cover the shortfall in FY2016 of \$30,000, Project #MD1635, and authorize the Commissioner President to execute the related document.

Motion by Commissioner Tom Jarboe, second by Commissioner John E O'Connor.

Final Resolution: Motion Carries

Yea: Commissioners Guy, Hewitt, Jarboe, O'Connor

H. DEPT. OF AGING AND HUMAN SERVICES - Budget Amendment to realign funds to cover additional residential services provided by The Jude House, Inc. for FY2016

I move to approve the \$6,264 budget amendment to realign funds within the Department of Aging and Human Services FY2016 Budget to cover additional residential services needed and provided per the Amendment Sub-recipient Agreement between the County and The Jude House, Inc., relative to the FY2016 Substance Abuse Prevention and Treatment Services grant, Project MD1697, and authorize the Commissioner President to execute the related document.

Motion by Commissioner John E. O'Connor, second by Commissioner Tom Jarboe.

Final Resolution: Motion Carries

Yea: Commissioners Guy, Hewitt, Jarboe, O'Connor

I. DEPT. OF AGING & HUMAN SERVICES - FY2017 Five County Crownsville Project Jail Services and Administration Grant (Agreement MH 448 OTH)

I move to approve the FY2017 Five County Crownsville Project Jail Services and Administration grant letter of agreement, project MD1753 and MD1792, from Anne Arundel County Mental Health Agency, Inc. on behalf of the

Department of Aging & Human Services in the amount of \$78,222 for support of the development, enhancement and maintenance of community-based mental health services, and authorize the Commissioner President to execute the related documents.

Motion by Commissioner Tom Jarboe, second by Commissioner Michael L. Hewitt.

Final Resolution: Motion Carries

Yea: Commissioners Guy, Hewitt, Jarboe, O'Connor

J. OFFICE OF THE COUNTY ATTORNEY - Mutual Release and Settlement Agreement - Marcas LLC v. Board of County Commissioners

This item was postponed until 7/26/16.

K. DEPT. OF LAND USE AND GROWTH MANAGEMENT - Local Amendments to the International Residential Code (IRC), International Building Code (IBC), International Energy Conservation Code (IECC) and International Existing Building Code (IEBC)

I move that the Department of Land Use and Growth Management be authorized to schedule a public hearing on the proposed ordinance to amend Chapter 203 and Chapter 217 of the Code of St. Mary's County, Maryland, Regarding Building Construction Codes.

Motion by Commissioner John E. O'Connor, second by Commissioner Tom Jarboe.

Final Resolution: Motion Carries

Yea: Commissioners Guy, Hewitt, Jarboe, O'Connor

3. PUBLIC HEARING

DEPT. OF PUBLIC WORKS & TRANSPORTATION - Cedar Lane Road / Blacksmith Shop Road Intersection

Commissioner President Guy opened the public hearing at 10:00 am.

Present: George Erichsen, Director

The proposed realignment of Cedar Lane Road/Blacksmith Shop Road Intersection was presented to the Commissioners on May 24, 2016 with a request to schedule a public hearing.

The Affidavit of Public Hearing Postings and Notice of Public Hearing posted in *The Enterprise Newspaper* on July 1 and 7, 2016, were presented for the record.

Commissioner Guy opened the public hearing for public comments. There were no individuals wishing to speak so Commissioner Guy noted that the record would remain open for public comment for an additional seven days and closed the public hearing at 10:04 am.

4. MAIN AGENDA ACTION ITEMS

A. DEPT. OF FINANCE - Decision on Resolution and County Agreement with BDVFD for loan with Community Bank

Present: Jeannette Cudmore, Chief Financial Officer

A public hearing was held on June 28, 2016 requesting approval for Bay District Fire Department to enter into an agreement with Community Bank of the Chesapeake to refinance outstanding loans with a term not to exceed 25 years, at the fixed interest rate of approximately 2.70%.

I move to approve and authorize the Commissioners of St. Mary's County to execute the Resolution for approval of a loan from Community Bank of the Chesapeake to the Bay District Volunteer Fire Department and authorize the Commissioner President to execute the Agreement with the Bay District Volunteer Fire Department.

Motion by Commissioner Michael L. Hewitt, second by Commissioner John E. O'Connor.

Final Resolution: Motion Carries

Yea: Commissioners Guy, Hewitt, Jarboe, O'Connor

B. DEPT. OF FINANCE - Decision on Local Vendor Preference Repeal

Present: Jeannette Cudmore, CFO

Brandon Hayden, Procurement Manager

A public hearing was held on June 28, 2016. One letter, in support of the repeal, was received during the open comment period.

I move to Amend Chapter 178 of the Code of St. Mary's County Maryland, by repeal of the Local Vendor Preference from the Procurement Manual.

Motion by Commissioner Michael L. Hewitt, second by Commissioner John E. O'Connor.

Final Resolution: Motion Carries

Yea: Commissioners Guy, Hewitt, Jarboe, O'Connor

C. DEPT. OF LAND USE & GROWTH MANAGEMENT - Review of and Decision on Annual Growth Policy

Present: Dave Chapman, Capital Facilities Planner II

Phil Shire, Director

Since the adoption of the Annual Growth Policy in 2008, the cap has been maintained at a growth rate of 1.9%. Due to continued depressed market conditions, actual growth in the county has never approached this cap. Staff is recommending repeal of the Annual Growth Policy as a tool that is not currently needed.

Commissioner Hewitt indicated he would rather keep the Annual Growth Policy on the books in case the economy and the housing market picks up. After further discussion, it was decided to suspend the policy rather than rescind it.

I move that the resolution to suspend Resolution #08-40, pertaining to the Annual Growth Management Policy be adopted.

Motion by Commissioner John E. O'Connor, second by Commissioner Michael L. Hewitt.

Final Resolution: Motion Carries

Yea: Commissioners Guy, Hewitt, Jarboe, O'Connor

D. HUMAN RESOURCES - Sheriff's Office Retirement Plan Tenth Amendment

Present: Catherine Pratson

A public hearing was held on June 28, 2016 with no public comments made at the hearing nor during the 7 day open comment period.

I move to adopt the Tenth Amendment to the Sheriff's Office Retirement Plan.

Motion by Commissioner John E. O'Connor, second by Commissioner Tom Jarboe.

Final Resolution: Motion Carries

Yea: Commissioners Guy, Hewitt, Jarboe, O'Connor

E. OFFICE OF THE COUNTY ATTORNEY - Resolution to Provide for Membership and Procedures of the St. Mary's County Building Code Board of Appeals

Present: George Sparling, County Attorney
Phil Shire, Director, Dept. of Land Use and Growth Management

The proposed resolution provides for (1) appointment of an indeterminate number of licensed and other qualified individuals as members of the Board; (2) appointment of a Chair by the Commissioners; (3) designation by the Chair of three or more members of the Board to hear and decide an appeal or application; and (4) an informal and expedited procedure consistent with the St. Mary's County Open Meeting Act for hearings and decisions.

I move to adopt the Resolution to Provide for Membership and Procedures of the St. Mary's County Building Code Board of Appeals with the addition of a singular oversight person and language to be added.

Motion by Commissioner John E. O'Connor, second by Commissioner Michael L. Hewitt.

Final Resolution: Motion Carries

Yea: Commissioners Guy, Hewitt, Jarboe, O'Connor

5. COMMISSIONERS' TIME

The Commissioners highlighted events attended over the past week and provided general comments.

6. ADJOURN

The meeting adjourned at 11:15 am.

Minutes Approved by the Commissioners of St. Mary's County on 7/26/16
CDF for SLF

Sharon Ferris, Senior Administrative Coordinator